vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1363 OF 2005
IN
SUIT NO.459 OF 1997

HDFC Limited ... Plaintiff

V/s.

ATV projects India Ltd. & Anr. ... Defendants

And

M/s.Punit Computers Pvt. Ltd. ... Intervener

Mr.V.Mannadiar for Applicant
Mr.Aditya Narayanan for Plaintiff
Mr.Subhash Jha i/b Law Global for respondent

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **DECEMBER 12, 2005**

P.C.:

. This Chamber Summons has been taken out to bring on record M/s.Punit Computers Private Limited and to substitute it as plaintiff in Suit No.459 of 1997. The original plaintiff has filed its reply placing on record that it has no objection if the applicant in the Chamber Summons is substituted for it as the plaintiff in the Suit. It, however, places on record the fact that it had assigned and transferred the plaintiff’s right and debt including the right to claim and recover the same alongwith the mortgaged properties on "as is where is" basis without any costs to the plaintiff.

2. The learned Advocate appearing for the Defendant has no objection. For the reasons stated in the affidavit in support of the Chamber Summons, the Chamber Summons is allowed in terms of prayer clause (a). Amendments to be carried out within two weeks from today.